

GOVERNMENT OF ANDHRA PRADESH
A B S R A C T

Social Welfare Department - East Godavari Dist – Edrapalli Village Amalapuram Mandal - Acquisition of Ac.8.73 Cts of lands in Sy.No.12/10 for provision of house sites to weaker sections – Draft Notification and Declaration approved – Withdrawal of Land Acquisition proceedings for an extent of Ac.8.73 Cts of lands in Sy.No.12/10 etc., under Section 48 (1) of Land Acquisition Act - Orders – Issued.

SOCIAL WELFARE (LA.1) DEPARTMENT

G.O.Rt.No. 97

Dated: 12-02-2014
Read the following:-

1. From the District Collector, East Godavari Lr.Rc.No.G3/3278/2008, dt. 16.6.2012.
2. From the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad Lr.Ref.No.S2/549/2012, dt 16.1.2013.
3. From the Commissioner of Social Welfare, AP, Hyderabad Lr.Rc.No.LA3/2429/ 2013, dt:23.7.2013.

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ORDER:

In the reference 2nd read above the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has forwarded the proposals of the District Collector, East Godavari for withdrawal of land acquisition proceedings in Edrapalli Village, Amalapuram Mandal of East Godavari District of the acquired land to an extent of Ac.8.73 Cts in Sy.No.12/10 etc., for providing house sites to the weaker section under INDIRAMMA Phase-III Programme was approved and published on 06.06.2008. Aggrieved by the proposed acquisition, the land owners have filed petition in W.P.Nos.12694/2008 and 12778/2008, and obtained interim orders on 19.06.2008 and 20.06.2008. As per the interim orders of the Hon'ble High Court of A.P., the land acquisition proceedings were not processed in this case. Later, the WP. Nos. 12694/2008 and 12778/2008 were disposed on 03.12.2011 and issued common orders that “ learned Government Pleader for land acquisition states that the notification issued under section 4(1) of Land acquisition Act, which is under challenge in the present petitions, has since been withdrawn and copy of the letter dt. 19.11.2001 addressed by the Tahsildar Amalapuram is also produced”.

2. The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has further stated that Sri Varanasi Subrahmanyam Srinivasu, who is one of the writ petitioners, filed a representation requesting to exempt his lands from acquisition as per High Court orders. On which, the RDO, Amalapuram has reported that the Tahsildar Amalapuram filed a counter in Hon'ble High Court in the above said W.Ps reporting that the land in question was not required for provision of house sites, he further reported that some of the beneficiaries were accommodated in the existing vacant plots which was acquired earlier and some of the beneficiaries migrated to adjacent Village of Amalapuram and reported that the land in question Ac.8.73 Cts need not be required to acquire the land for provision of house sites. The above said land was not taken into possession and no compensation was paid and submitted withdrawal proposals for an extent of Ac. 8.73 cts in Sy. No.12/10 etc., of Edrapalli Village Amalapuram Mandal of East Godavari District. The Spl Chief Secretary & Chief Commissioner of Land Administration A.P., Hyderabad has also stated that u/s. 48(1) of Land Acquisition Act, completion of acquisition not compulsory, but compensation to be awarded when not completed. Except in the case provided for in section 36, the Government shall be at liberty to withdraw from the acquisition of any land of which possession has not been taken. The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has forwarded proposals of the District Collector, East Godavari for issuing appropriate orders in the matter.

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3. After careful examination of the matter, Government hereby accord permission to the District Collector, East Godavari to withdraw the Draft Notification and Declaration published in the East Godavari District Gazettee No.1463/2008 dated 11.6.2008 under Section 4(1) of LA Act, for acquisition of land to an extent of Ac.8.73 Cts in Sy.No.12/10 situated in Edrapalli Village Amalapuram Mandal of East Godavari District under Section 48 (1) of LA Act. He is requested to publish the withdrawal Notification annexed to this G.O in the next issue of the District Gazettee and Local News Papers.

4. The District Collector, East Godavari is directed to take necessary action accordingly and send the compliance report to Government, immediately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To
The Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad
The Commissioner of Social Welfare, A.P., Hyderabad
The District Collector, East Godavari
SC/SF.

//FORWARDED::BY ORDER//

SECTION OFFICER

(Contd.. Annexure)

ANNEXURE To G.O Rt.No. 97 , SW(LA-1) Department, dated 12.02.2014

NOTIFICATION UNDER SECTION 48(1) OF THE LAND ACQUISITION ACT, 1984.

WITHDRAWAL NOTIFICATION

Under Section 48(1) of the Land Acquisition Act, 1894 as amended by the Land Acquisition (Amendment) Act, XXXVIII of 1923, the Notification issued under Section 4(1) of the Land Acquisition Act approved by Dist Collector East Godavari Kakinada and published at page 1 to 2 of the Part-I of the East Godavari District Extraordinary Gazette No. 1463/2008, dated 11.6.2008 which notified for providing house sites to the eligible beneficiaries under Indiramma Programme in S.No.12/10 measuring Ac. 8.73 Cents as per schedule given below was withdrawn from acquisition.

SCHEDULE

District East Godavari Mandal: Amalapuram Village : Edarapalli

Survey Number	Description of the land	Extent withdrawn Ac.Cts.	Name of the land owner/Occupier
12/10	G. Dry	1.00	Sri Medida Satyanarayana Murthy
12/11	G. Dry	0.45	Sri Medida Sriramamurthy
39/3B	G. Dry	1.56	Sri Gokavarapu Manga Raju S/o Suryanarayana
39/4	G. Dry	0.22	
39/5	G. Dry	0.01	
64/4B	G. Dry	0.79	Smt Adapa Satyavathi W/o Bhogiraju
64/5	G. Dry	0.50	
64/6	G. Dry	0.50	
64/7	G. Dry	1.00	Sri Varanasi Ramarao S/o Pushkararao
64/10	G. Dry	0.08	
64/8	G. Dry	2.32	Sri Varanasi Subrahmanyam Srinivas S/o Ramarao
64/9	G.DRY	0.30	
Total Acres		8.73	

**J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)**

SECTION OFFICER